

INTERNATIONAL SEARCH REPORT

International application No.
PCT/CA2004/002172

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7): C12Q-1/68; C12Q-1/02; G01N-33/53, 33/574; A61K-45/00, 49/00; A61P-35/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC(7): C12Q-1/68; C12Q- 1/02; G01N-33/53, 33/574; A61K-45/00, 49/00; A61P-35/00

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic database(s) consulted during the international search (name of database(s) and, where practicable, search terms used)

DELPHION, CPD, BIOSIS, CAPLUS, ESBIODASE, MEDLINE, STN REGISTRY; Keywords: endometrial (markers, cancer), polypeptide, nucleic, in vivo, imaging, PET, MRI, chaperonin 10, groES

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No(s).
X	WO98/10291 A1 (CENTER FOR CLINICAL & BASIC RESEARCH (DK)) 12 March 1998 - the entire document	1, 2, 5, 6, 8-10, 38 (partial), 47 (partial), 48, 49
Y		3, 4
A		7, 11-22, 28, 29, 39
X	WO99/63115 A2 (REPROGEN INC (US)) 9 December 1999 - the entire document	1, 2, 5, 6, 8-17, 22, 47 (partial), 48, 49
Y		3, 4
A		7, 18-21, 38 (partial), 39

☒ Further documents are listed in the continuation of Box C.

☒ See patent family annex.

* Special categories of cited documents :	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A" document defining the general state of the art which is not considered to be of particular relevance	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E" earlier application or patent but published on or after the international filing date	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"&" document member of the same patent family
"O" document referring to an oral disclosure, use, exhibition or other means	
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

11 April 2005 (11-04-2005)

Date of mailing of the international search report

11 May 2005 (11-05-2005)

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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant	Relevant to claim No(s).
X	WO99/63116 A2 (REPROGEN INC (US)) 9 December 1999 - the entire document	1, 2, 5, 6, 8-17, 22, 47 (partial), 48, 49
Y		3, 4
A		7, 18-21, 38 (partial), 39
X	WO01/62959 A2 (PROCREA BIOSCIENCES INC (CA)) 30 August 2001 - the entire document	1, 2, 5, 6, 8-17, 22, 47 (partial), 48, 49
Y		3, 4
A		7, 18-21, 38 (partial), 39
X	WO01/92338 A1 (THE BRIGHAM AND WOMEN'S HOSPITAL, INC (US); THE OHIO STATE UNIVERSITY (US)) 6 December 2001 - the entire document	1-5, 7-9, 11, 18, 47 (partial), 48, 49
Y		28, 29
A		6, 10, 12-17, 19-21, 38 (partial), 39
X	SHAARAWY, M. and EL-SHARKAWY, S.A. Biomarkers of intrinsic and anti-angiogenic activity in patients with endometrial hyperplasia and endometrial cancer. Acta Oncologica, 2001, Vol. 40, No. 4, pages 513-518, ISSN 0284-186X.	1-6, 8, 9, 19, 21, 22
Y		28, 29
A		7, 10-18, 38 (partial), 39, 47 (partial), 48, 49
X	KLEIN, A.K. et al. Detection of circulating tumor cells by cytokeratin 20 in the blood of patients with endometrial carcinoma. Gynecologic Oncology, September 2000, Vol. 78, No. 3 (pt.1), pages 352-355, ISSN 0090-8258.	1-6, 8, 9, 11-18, 20, 22
Y		28, 29
A		7, 10, 38 (partial), 39, 47 (partial), 48, 49
Y	WO00/16805 A1 (DIADEXUS LLC (US)) 30 March 2000 - the entire document	28, 29
A		1-22, 38 (partial), 39, 47 (partial), 48, 49

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Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of the first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons :

1. ☐ Claim Nos. :
because they relate to subject matter not required to be searched by this Authority, namely :
2. ☒ Claim Nos. : 40 (partial)
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically :

that portion of claim 40 that is part of Invention No. I is so grouped on the basis of its dependency on markers of claim 29. However, claim 29 is directed to an imaging method that does not define specific markers.
3. ☐ Claim Nos. :
because they are dependant claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows :
indicated on extra sheet

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claim Nos. :
4. ☒ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claim Nos. :
1-22, 28, 29, 38 (partial), 39, 40 (partial), 47(partial), 48, 49

Remark on Protest ☐ The additional search fees were accompanied by the applicant's protest.

☐ No protest accompanied the payment of additional search fees.

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continuation of Box No. III:

The International Search Authority found multiple groups of inventions in this international application, as follows:

I. Claims 1-22, 28, 29, 38 (partial), 39, 40 (partial), 47(partial), 48, 49:

Methods, kits and diagnostic compositions for detecting and *in vivo* imaging endometrial markers associated with an endometrial disease, particularly endometrial cancer.

II. Claims 23-25, 38 (partial), 39, 40 (partial), 47(partial):

Methods and kits for assessing efficacy of a test agent for inhibiting endometrial cancer.

III. Claims 26, 38 (partial), 39, 40 (partial), 47(partial):

Methods and kits for inhibiting endometrial cancer in a subject.

IV. Claims 27, 38 (partial), 39, 40 (partial), 47(partial):

Methods and kits for assessing the endometrial cancer cell carcinogenic potential of a test compound.

V. Claims 30-37, 47(partial):

Markers identified by differential expression in endometrial samples that distinguish an endometrial phase or disease; kits thereof. The claimed markers are considered to be a distinct invention in that the markers are unlinked to any of the other inventions by dependency thereto. Consequently, it is held that the claims are directed to compounds not limited to a specific use.

VI. Claims 41-45:

Methods and kits for determining uterine endometrial receptivity and probability of successful implantation, monitoring effects of ovarian stimulation on uterine endometrial receptivity.

VII. Claim 46, 47 (partial):

Method of contraception by interrupting presence of endometrial marker; kit therefor.

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information on patent family members

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Patent Document Cited in Search Report	Publication Date	Patent Family Member(s)	Publication Date
WO9810291 A1	12-03-1998	AU4127597 A	26-03-1998
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		EP0931262 A1	28-07-1999
		GB9618600D D0	16-10-1996
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		JP2001501300T T	30-01-2001
		US2003044795 A1	06-03-2003
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		JP2002517209T T	18-06-2002
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		US2004096884 A1	20-05-2004
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		BR0108685 A	30-12-2003
		CA2399259 A1	30-08-2001
		EP1290218 A2	12-03-2003
		JP2003531580T T	28-10-2003
		US6777182 B2	17-08-2004
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WO0016805 A1	30-03-2000	CA2343918 A1	30-03-2000
		EP1115426 A1	18-07-2001
		JP2002526055T T	20-08-2002